

WEDNESDAY, APRIL 26, 1989

THIRTY-EIGHTH LEGISLATIVE DAY

The House met at 2:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. George Klee, Immanuel, Trinity and St. Paul Episcopal Churches, Ripley, Tennessee.

Representative Floyd Crain led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 98

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Starnes was excused because of an out of state meeting.

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ENROLLED BILLS
April 25, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 266, 475, 841 and 1017; and House Joint Resolution(s) No(s). 16, 24, 36, 107, 253, 254, 255, 256, 257, 258, 259, 260, 261 and 262; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

SIGNED
April 25, 1989

The Speaker announced that he had signed the following: House Bill(s) No(s). 266, 475, 841 and 1017; and House Joint Resolution(s) No(s). 16, 24, 36, 107, 253, 254, 255, 256, 257, 258, 259, 260, 261 and 262.

MESSAGE FROM THE SENATE
April 25, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 146, 154, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 219, 220, 222, 223, 225, 226, 227, 228, 229, 230, 231, 233, 244 and 246; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Joint Resolution No. 0146 -- General Assembly, Statement of Intent Or Position -- Urges the state board of education to require one half unit of government for graduation from high school.

*Senate Joint Resolution No. 0154 -- Memorials, Government Officials -- Directs examination of educational needs of certain children placed under state care or provided publicly funded services.

*Senate Joint Resolution No. 0201 -- General Assembly, Confirmation of Appointment -- Confirms appointment of John Orr Franklin to State Forestry Commission.

*Senate Joint Resolution No. 0202 -- General Assembly, Confirmation of Appointment -- Confirms appointment of K. C. Dodson to State Forestry Commission.

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***Senate Joint Resolution No. 0203 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Dr. Fred E. Westbrook to State Forestry Commission.**

***Senate Joint Resolution No. 0204 -- General Assembly, Confirmation of Appointment -- Confirms appointment of W. S. Howard to Tennessee Wildlife Resources Commission.**

***Senate Joint Resolution No. 0205 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Ray Bell to Tennessee Wildlife Resources Commission.**

***Senate Joint Resolution No. 0206 -- General Assembly, Confirmation of Appointment -- Confirms appointment of John A. Jones to Tennessee Wildlife Resources Commission.**

***Senate Joint Resolution No. 0207 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Yvonne Griggs Allen to State Certification Commission.**

***Senate Joint Resolution No. 0208 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Dr. Sam Ingram to State Certification Commission.**

***Senate Joint Resolution No. 0209 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Buddy McMillin to State Certification Commission.**

***Senate Joint Resolution No. 0210 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Lucille Carter Seibert to State Certification Commission.**

***Senate Joint Resolution No. 0211 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Katie Harris to State Certification Commission.**

***Senate Joint Resolution No. 0212 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Jan Huffman Hall to State Certification Commission.**

***Senate Joint Resolution No. 0213 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Nancy Kotz to State Certification Commission.**

***Senate Joint Resolution No. 0214 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Sarah Cooper to State Certification Commission.**

Senate Joint Resolution No. 0219 -- General Assembly, Proclamations -- Proclaims November 19-25, 1989 as "Family Week".

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Senate Joint Resolution No. 0220 -- Memorials, Sports --
Congratulates University School of Jackson girls' basketball team on exceptional season.

Senate Joint Resolution No. 0222 -- Memorials, Sports --
Congratulates West High School girls' basketball team on district and regional championships.

Senate Joint Resolution No. 0223 -- Memorials, Sports --
Congratulates Southside High School girls' basketball team on capturing District 14AA championship.

Senate Joint Resolution No. 0225 -- Memorials, Retirement --
Honors Police Chief Harry Truman Nave on his retirement.

Senate Joint Resolution No. 0226 -- Memorials, Condolence --
Honors memory of Mary Hart Carr.

Senate Joint Resolution No. 0227 -- Memorials, Public Service --
Honors Dr. David Jarvis, Chairman of 1988 American Cancer Society's Great American Smokeout.

Senate Joint Resolution No. 0228 -- Memorials, Professional Achievement --
Congratulates Roger Clark on being selected one of nation's Top Ten Public Works Leaders of the Year.

Senate Joint Resolution No. 0229 -- Memorials, Sports --
Honors Warren County Senior High School cheerleaders on winning second national title.

Senate Joint Resolution No. 0230 -- Memorials, Personal Achievement --
Honors Paul Greg Lockhart.

Senate Joint Resolution No. 0231 -- Memorials, Congratulations --
Congratulates Bank of Goodlettsville on 100th year of service.

Senate Joint Resolution No. 0233 -- Memorials, Sports --
Congratulates Shelbyville Central High School boys' basketball team on outstanding 1988-1989 season.

Senate Joint Resolution No. 0244 -- General Assembly, Proclamations --
Proclaims May 17, 1989 as Police Memorial Day and May 14-20, 1989 as Police Memorial Week.

Senate Joint Resolution No. 0246 -- Memorials, Condolence --
Honors memory of Jesse H. Turner.

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MESSAGE FROM THE SENATE
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MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 24, 132, 154, 156, 163, 164, 569, 589, 753 and 958; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

*Senate Bill No. 0024 -- Education -- Provides for contingent requirements for county school board members. Amends TCA, Title 49, Ch. 2.

Senate Bill No. 0132 -- Sunset Laws -- Extends termination date of department of general services. Amends TCA, Title 4, Chs. 3, 8, 12, 25, 28, 29; Title 8, Ch. 22; Title 10, Ch. 7; Title 12, Chs. 2--5, 7; Title 16, Ch. 22; Title 33, Ch. 2; Title 39, Ch. 1; Title 53, Ch. 11; Title 55, Ch. 5; Title 57, Ch. 5; Title 62, Ch. 6; Title 64, Ch. 2; Title 67, Ch. 4; Title 71, Ch. 4.

*Senate Bill No. 0154 -- Sunset Laws -- Extends termination date of the Nat T. Winston Development Center, board of trustees. Amends TCA, Title 4, Chs. 3, 29; Title 33, Ch. 2.

*Senate Bill No. 0156 -- Sunset Laws -- Extends termination date of Watkins Institute commission. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 50.

*Senate Bill No. 0163 -- Sunset Laws -- Extends termination date of Moccasin Bend mental health institute, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

*Senate Bill No. 0164 -- Sunset Laws -- Extends termination date of Middle Tennessee health institute, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

*Senate Bill No. 0569 -- Motor Vehicles, Titling and Registration -- Revises registration requirements for commercial fleets. Amends TCA, Title 55, Ch. 4.

*Senate Bill No. 0589 -- AIDS -- Requires all acute care hospitals to adopt policies regarding testing patients for AIDS. Amends TCA, Title 68.

*Senate Bill No. 0753 -- Contractors -- Revises Contractors Licensing Act of 1976. Amends TCA, Title 62, Ch. 6.

Senate Bill No. 0958 -- Public Contracts -- Changes type of business eligible for set-aside of portion of public educational procurement funds. Amends TCA 49-3-322, 49-8-114.

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RULES SUSPENDED

Rep. Duer moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 315 out of order, which motion prevailed.

House Joint Resolution No. 0315 -- Memorials -- Commemorates National Polio Awareness Week, May 31 through June 4, 1989. by *Duer, *West.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Duer, with the request that all members be added as sponsors, the resolution was adopted.

A motion to reconsider was tabled.

REGULAR CALENDAR

*House Bill No. 0409 -- Probate Law -- Requires executors to provide personal notice to creditors of deceased. Amends TCA, Title 30, Ch. 2.

Further consideration of House Bill No. 409, previously considered on April 3 and April 5, 1989, at which time it was reset to the Calendar for April 26, 1989.

Rep. C. Turner (Shelby) moved that House Bill No. 409 be passed on third and final consideration.

Rep. C. Turner (Shelby) moved to amend as follows:

Amendment No. 1

AMEND House Bill No. 409 by deleting from Sections 3, 4 and 9 the words and figure "fifteen (15) months" wherever they appear and by substituting instead the words and figure "twelve (12) months".

AND FURTHER AMEND Section 3(a) by deleting the period (.) at the end of the second sentence of the second paragraph after the words "distributees of the estate" and by substituting instead the words and punctuation ", each of whom shall share liability on the claim in proportion to his or her share of the residue."

On motion, Amendment No. 1 was adopted.

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Thereupon, Rep. C. Turner (Shelby) moved that House Bill No. 409, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0077 -- Firearms and Ammunition -- Provides period of time during which sheriff must conduct a background investigation prior to the sale of a handgun. Amends TCA 39-6-1704.

Further consideration of House Bill No. 77, previously considered on March 29 and April 12, 1989, at which time it was reset to the Calendar for April 26, 1989.

Rep. Pruitt moved that House Bill No. 77 be re-referred to the Calendar and Rules Committee, which motion prevailed.

*House Bill No. 0626 -- Custody and Support -- Authorizes designation of pilot programs for interdepartmental case management of children placed in custody of state. Amends TCA 37-1-128, 129.

Rep. Naifeh moved that House Bill No. 626 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest,

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Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

*House Bill No. 0627 -- Juvenile Offenders -- Creates department of youth development.

Rep. Naifeh moved that House Bill No. 627 be passed on third and final consideration.

Rep. Purcell moved to amend as follows:

Amendment No. 1

Amend House Bill No. 627 by adding in Section 44 of the original bill the following language as a new subsection to be appropriately designated:

() Tennessee Code Annotated, Section 37-1-137(a), is amended by adding the following language as a new subdivision to be appropriately designated:

() The commissioner of youth development, in consultation with the executive committee of the Tennessee council of juvenile and family court judges, shall promulgate rules and regulations relative to commitment criteria for the incarceration of juvenile offenders in facilities operated or managed by the department of youth development. All such rules and regulations shall be promulgated in accordance with the provisions of Tennessee Code Annotated, Title 4, Chapter 5. Such regulations will be promulgated and in effect by July 1, 1990.

On motion, Amendment No. 1 was adopted.

Rep. Purcell moved to amend as follows:

Amendment No. 2

Amend House Bill No. 627 by adding in Section 44 of the original bill the following language as new subsections to be appropriately designated:

() Tennessee Code Annotated, Section 37-1-137(g), is amended by deleting subdivision (1) and (2) from the subsection in their entirety and by substituting instead the following language as a new subsection (g)(1) and (2):

(g) (1) The commissioner of youth development, or the commissioner's designee, may discharge a child placed in the custody of the department and thereby terminate the custody, control and supervision of the child. Notification of discharge of a child shall be made in writing to the committing court at least fifteen (15) days prior to the discharge. Unless the committing court makes an objection in writing to the commissioner or the commissioner's designee within the fifteen (15) day period, the court shall be considered to have assented to the discharge.

(2) If the committing court objects to the discharge, such objections shall be made in writing to the commissioner of youth development or the commissioner's designee setting forth the reasons for such objections. A valid ground for such objection shall include, but not be limited to, considerations of the nature of the offense committed by the juvenile. No juvenile shall be discharged if the committing court objects in the prescribed manner. If an objection is filed, then the commissioner of youth development or the commissioner's designee shall review the discharge decision and within fifteen (15) days shall render a final decision on the discharge. If the decision is to discharge the juvenile notwithstanding the objections of the committing court, then the executive committee of the Tennessee council of juvenile and family court judges shall appoint a panel of three (3) juvenile or family court judges to review the commissioner's final decision. Such three (3) judge panel will hear and resolve by a majority vote the controversy within thirty (30) days of the filing of the commissioner's final decision. The committing judge shall not be a member of the three (3) judge panel. The determination of the three (3) judge panel shall be final.

() Tennessee Code Annotated, Section 37-1-137(c)(1), is amended by deleting the subdivision in its entirety and by substituting instead the following:

() The commissioner of youth development, or the commissioner's designee, with the assent of the committing court, may make a home placement of a child under the continuing supervision of the department of youth development. Notification of a home placement of a child shall be made in writing to the committing court at least fifteen (15) days prior to the proposed date of such placement. Unless the committing court makes an objection in writing to the commissioner, or the commissioner's designee, within the fifteen (15) day period, the court shall be considered to have assented to the home placement. If the committing court objects to the home placement, such objections shall be made in writing to the commissioner, or the commissioner's designee, setting forth the reasons for such objections. A valid ground for such objection shall include, but not be limited to, consideration of the nature of the offense committed by the juvenile. No juvenile shall be released on home placement if the committing court objects in the prescribed manner. Upon receiving the objection from the committing court, the commissioner of youth development, or the commissioner's designee, shall review the child's file and consult with the committing judge regarding the proposed placement of the child. If no agreement is reached between the department and the committing judge, the commissioner or the commissioner's designee shall request a hearing on the proposed placement by a three (3) judge panel to be appointed by the executive committee of the Tennessee council of juvenile and family court judges. Such three (3) judge panel shall not include the committing judge. The panel will hear and resolve the controversy within thirty (30) days of receipt of the commissioner's or the commissioner's designee's request for a hearing by the executive secretary of the council and the decision of the panel shall be final.

On motion, Amendment No. 2 was adopted.

Rep. Purcell moved to amend as follows:

Amendment No. 3

Amend House Bill No. 627 by inserting the following language as a new, appropriately designated section immediately after Section 75 and by renumbering subsequent sections accordingly:

SECTION _____. Tennessee Code Annotated, Section 41-10-105(a), is amended by deleting from the third sentence the words "The purpose of the board shall be to advise the department" and by substituting instead the words "The purpose of the board shall be to advise the department of correction and the department of youth development".

On motion, Amendment No. 3 was adopted.

Rep. Purcell moved to amend as follows:

Amendment No. 4

Amend House Bill No. 627 by adding in Section 44 of the original bill the following language as a new subsection to be appropriately designated:

() Tennessee Code Annotated, Section 37-1-129, is amended by adding the following as a new subsection to be appropriately designated:

() The committing court is authorized to require the individual who is the parent or legal guardian of a juvenile to participate as the court deems proper in an appropriate counseling or treatment program for the juvenile after affording that individual with ten (10) days notice and an opportunity for a hearing.

On motion, Amendment No. 4 was adopted.

Thereupon, Rep. Naifeh moved that House Bill No. 627, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Haltaman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley,

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Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

House Bill No. 0550 -- Public Service Commission -- Sets schedule of increases for certain motor carrier permits. Amends TCA 65-15-116.

On motion, House Bill No. 550 was made to conform with Senate Bill No. 551.

On motion, Senate Bill No. 551, on same subject, was substituted for House Bill No. 550.

Rep. Yelton moved that Senate Bill No. 551 be passed on third and final consideration.

Rep. Copeland moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 551 by adding the following language at the end of the amendatory language of Section 1:

Such fees shall be deposited in the general fund and expenditures shall be subject to appropriation in the general appropriations act.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Yelton moved that Senate Bill No. 551, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	84
Noes.	12

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Givens, Good, Halteman, Harrill, Hassell, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stallings, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb,

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West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Yelton,
Mr. Speaker Murray -- 84.

Representatives voting no were: Duer, Gunnels, Haun, Hawkins,
Henry (Putnam), McDaniel, Moody, Niceley, Robinson (Washington),
Sipes, Stamps, Wood -- 12.

A motion to reconsider was tabled.

House Bill No. 1279 -- Wildlife Resources Commission -- Adds special director to wildlife resources commission; revises fishing and hunting license fees for disabled veterans. Amends TCA, Title 70.

On motion, House Bill No. 1279 was made to conform with Senate Bill No. 1037.

On motion, **Senate Bill No. 1037**, on same subject, was substituted for House Bill No. 1279.

Rep. Yelton moved that Senate Bill No. 1037 be passed on third and final consideration.

Rep. Hillis moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1037 by deleting the words and figures "thirty percent (30%)" in the amendatory language of Section 1 and by substituting instead the words and figures "sixty percent (60%)".

On motion, Amendment No. 1 was adopted.

Rep. Hillis moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 1037 by deleting Section 2 in its entirety and by substituting instead the following:

Section 2. Tennessee Code Annotated, Section 70-1-206, is amended by adding the following as a new paragraph:

The wildlife resources commission shall become knowledgeable in and familiar with the special needs of handicapped and disabled veterans.

On motion, Amendment No. 2 was adopted.

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Thereupon, Rep. Yelton moved that Senate Bill No. 1037, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

*House Bill No. 0280 -- Traffic Safety -- Allows cities and counties to establish speed zones on certain roads adjacent to or near school grounds. Amends TCA 55-8-152.

On motion, House Bill No. 280 was made to conform with Senate Bill No. 520.

On motion, Senate Bill No. 520, on same subject, was substituted for House Bill No. 280.

Rep. Hubbard moved that House Bill No. 520 be passed on third and final consideration.

Rep. Givens moved to amend as follows:

Amendment No. 1

Amend House Bill No. 520 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. The provisions of this act shall also apply in counties having a population of not less than 43,700 nor more than 43,800 according to the 1980 federal census or any subsequent federal census.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Hubbard moved that Senate Bill No. 520, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

*House Bill No. 1252 -- Motor Vehicles, Titling and Registration
-- Allows weight tolerance for sand trucks. Amends TCA 55-7-203.

Rep. Givens moved that House Bill No. 1252 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

Amend House Bill No. 1252 by adding a new section and by renumbering the subsequent sections accordingly:

SECTION ____ . If the commissioner of transportation is formally notified by an appropriate federal officer that as a result of any provision of this act that Tennessee will lose federal funds, then this act shall be void and inoperative.

On motion, Amendment No. 1 was adopted.

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Thereupon, Rep. Givens moved that House Bill No. 1252, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	73
Noes.	23

Representatives voting aye were: Anderson, Armstrong, Bell, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Stallings, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Yelton, Mr. Speaker Murray -- 73.

Representatives voting no were: Bittle, Callicott, Copeland, Gunnels, Halteman, Harrill, Hassell, Haun, Herron, McDaniel, Moody, Niceley, Nuber, Peroulas, Scruggs, Severance, Shirley, Sipes, Stamps, Turner, C. (Shelby), Whitson, Wolfe, Wood -- 23.

A motion to reconsider was tabled.

House Bill No. 0941 -- DUI/DWI Offenses -- Provides for alternative locations for DWI incarceration. Amends TCA, Title 55, Ch. 10, Pt. 4.

On motion, House Bill No. 941 was made to conform with Senate Bill No. 1243.

On motion, Senate Bill No. 1243, on same subject, was substituted for House Bill No. 941.

Rep. Stallings moved that Senate Bill No. 1243 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber,

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Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

***House Bill No. 1230 -- Highway Signs -- Establishes General Herb Wassom Memorial Highway.**

Rep. Duer moved that House Bill No. 1230 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

***House Bill No. 0028 -- Sunset Laws -- Extends termination date of department of education. Amends TCA, Title 2, Ch. 19; Title 3, Ch. 15; Title 4, Chs. 3, 11, 12, 29; Title 5, Chs. 12, 21; Title 6, Ch. 21; Title 8, Chs. 23, 27, 30, 34, 36, 50; Title 10, Chs. 1, 2, 7; Title 11, Chs. 21, 24; Title 24, Ch. 1; Title 37, Chs. 1, 3; Title 39, Ch. 6; Title 41, Chs. 5, 21; Title 49; Title 50, Ch. 6; Title 54, Ch. 5; Title 55, Ch. 7; Title 63, Chs. 11, 17; Title 67, Ch. 4; Title 68, Ch. 12.**

Rep. King moved that House Bill No. 28 be passed on third and final consideration.

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Rep. King moved to amend as follows:

Amendment No. 1

Amend House Bill No. 28 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Section 8-30-208, is amended by deleting subsection (c) in its entirety and by substituting instead the following:

(c) Notwithstanding the provisions of Section 49-50-1001, all other regular full-time positions in state service shall be in the career service.

On motion, Amendment No. 1 was adopted.

Rep. King moved to amend as follows:

Amendment No. 2

Amend House Bill No. 28 by deleting Section 2 in its entirety and by substituting instead the following:

Section 2. Tennessee Code Annotated, Section 4-29-210(a), is amended by adding a new item thereto, as follows:

() Department of education, created by Section 4-3-801;

On motion, Amendment No. 2 was adopted.

Rep. Rhinehart moved to amend as follows:

Amendment No. 3

Amend House Bill No. 28 by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

Section _____. Tennessee Code Annotated, Title 5, Chapter 12, is amended by deleting Part 1 in its entirety.

Section _____. Tennessee Code Annotated, Title 5, Chapter 21, is amended by deleting Part 1 in its entirety.

Rep. King moved that House Bill No. 28 be reset to the Calendar for Wednesday, May 3, 1989, which motion prevailed.

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House Bill No. 0218 -- Sunset Laws -- Extends termination date of state board of education. Amends TCA, Title 1, Ch. 3; Title 2, Ch. 17; Title 4, Chs. 3, 5, 6, 29; Titles 5, 6; Title 7, Ch. 2; Title 8; Title 10, Ch. 2; Title 11, Chs. 1, 4, 21; Title 20, Chs. 9, 13; Title 27, Ch. 9; Title 28, Chs. 1, 3; Title 29, Chs. 14, 20, 35; Title 37, Chs. 1, 2; Title 39, Ch. 6; Title 40, Ch. 28; Title 47, Chs. 4, 14; Title 49; Title 50, Ch. 6; Title 62, Ch. 34; Title 63, Ch. 11; Title 67, Chs. 3, 6; Title 68, Ch. 12; Title 70, Ch. 2.

Rep. King moved that House Bill No. 218 be reset to the Calendar for Wednesday, May 3, 1989, which motion prevailed.

House Bill No. 0213 -- Sunset Laws -- Extends termination date of joint underwriting association, board of directors. Amends TCA, Title 4, Ch. 29; Title 56, Ch. 33.

Rep. King moved that House Bill No. 213 be passed on third and final consideration.

Rep. King moved to amend as follows:

Amendment No. 1

Amend House Bill No. 213 by deleting Section 2 in its entirety and by substituting instead the following new section:

Section 2. Tennessee Code Annotated, Section 4-29-210(a), is amended by adding a new item thereto, as follows:

() Joint underwriting association, board of directors, created by Section 56-33-109;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that House Bill No. 213, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore

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(Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0225 -- Sunset Laws -- Extends termination date of joint underwriting association stabilization reserve fund, board of directors. Amends TCA; Title 4, Ch. 29; Title 56, Ch. 33.

Rep. King moved that House Bill No. 225 be passed on third and final consideration.

Rep. King moved to amend as follows:

Amendment No. 1

Amend House Bill No. 225 by deleting Section 2 in its entirety and by substituting instead the following new section:

Section 2. Tennessee Code Annotated, Section 4-29-210(a), is amended by adding a new item thereto, as follows:

() Joint underwriting association stabilization reserve fund, board of directors, created by Section 56-33-106;

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. King moved that House Bill No. 225, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips,

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Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0864 -- Evidence -- Provides alternative procedure for presumption of reasonableness relative to certain medical expenses. Amends TCA 24-5-113.

On motion, House Bill No. 864 was made to conform with Senate Bill No. 433.

On motion, Senate Bill No. 433, on same subject, was substituted for House Bill No. 864.

Thereupon, Rep. Davis (Knox) moved that Senate Bill No. 433 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

House Bill No. 0831 -- Motor Vehicles, Titling and Registration -- Revises registration requirements for commercial fleets. Amends TCA, Title 55, Ch. 4.

On motion, House Bill No. 831 was made to conform with Senate Bill No. 569.

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On motion, Senate Bill No. 569, on same subject, was substituted for House Bill No. 831.

Rep. Clark moved that Senate Bill No. 569 be passed on third and final consideration.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 569 by deleting the last sentence in Sections 1 and 2 in their entirety and substituting instead the following:

All funds derived from the proceeds of this act are directed to the county general fund.

On motion, Amendment No. 1 was adopted.

Rep. Robinson (Davidson) moved to amend as follows:

Amendment No. 2

Amend Senate Bill No. 569 by deleting the period at the end of the last sentence of Sections 1 and 2, as amended, and adding the following:

and credited as fees collected by the county clerk.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Clark moved that Senate Bill No. 569, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	75
Noes.	18
Present and not voting.	3

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Givens, Halteman, Harrill, Hassell, Haun, Henry (Roane), Herron, Hillis, Hobbs, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Severance, Stallings, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West,

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Wheeler, Williams, Winningham, Wix, Wolfe, Yelton, Mr. Speaker Murray -- 75.

Representatives voting no were: Chiles, Davis (Cocke), Duer, Gunnels, Hawkins, Henry (Putnam), McDaniel, Moody, Niceley, Nuber, Peroulas, Robinson (Washington), Scruggs, Shirley, Sipes, Stamps, Whitson, Wood -- 18.

Representatives present and not voting were: Good, Holcomb, McAfee -- 3.

A motion to reconsider was tabled.

*House Bill No. 0066 -- District Attorneys -- Creates position of district attorney general for the 31st judicial district; transfers existing assistant district attorney and criminal investigator positions. Amends TCA 16-2-506.

Rep. Hillis moved that House Bill No. 66 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend House Bill No. 66 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. The provisions of this act shall not be construed to be an appropriation of funds and no funds shall be obligated or expended pursuant to this act unless such funds are specifically appropriated by the general appropriations act.

On motion, Amendment No. 1 was adopted.

Rep. Rhinehart moved to amend as follows:

Amendment No. 2

Amend House Bill No. 66 by adding the following new subparts to the amendatory language of Section 1:

(vi) Notwithstanding the provisions of Tennessee Code Annotated, Section 8-7-206, to the contrary, the victim-witness coordinator serving the fourteenth judicial district shall also serve as the victim-witness coordinator for the thirty-first judicial district and when acting in such capacity for the thirty-first judicial district shall

have the same authority and duties as is provided by law for such coordinators.

(vii) The personnel comprising the child support office of the fourteenth judicial district shall also serve as the child support office for the counties comprising the thirty-first judicial district and when acting in such capacity for the thirty-first judicial district shall have the same authority and duties as is provided by law for such personnel.

(viii) No state funds shall be used to acquire furniture and equipment, or law books, and/or materials for a law library, for the office of district attorney general created by this subsection.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Hillis moved that House Bill No. 66, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

Representatives voting no were: Buck -- 1.

A motion to reconsider was tabled.

House Bill No. 0708 -- Taxes, Sales -- Exempts aircraft parts purchased by commercial air carriers from sales and use tax. Amends TCA 67-6-302.

Rep. Garrett moved that House Bill No. 708 be passed on third and final consideration.

Rep. Bragg moved to amend as follows:

Amendment No. 1

Amend House Bill No. 708 my deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 67-6-302, is amended by inserting the words "aircraft owned or leased by commercial interstate or international air carriers, and" immediately preceding the word "parts" in the first sentence.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Garrett moved that House Bill No. 708, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	84
Noes.	10

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Gunnels, Halteman, Hassell, Haun, Head, Henry (Roane), Herron, Hillis, Holt, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Ussery, Webb, West, Wheeler, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 84.

Representatives voting no were: Good, Harrill, Hawkins, Hobbs, Holcomb, Hubbard, Moody, Nuber, Sipes, Whitson -- 10.

A motion to reconsider was tabled.

*House Bill No. 0355 -- Telecommunications -- Regulates operator assisted telephone services. Amends TCA 47-18-104; Title 65, Ch. 5, Pt. 2.

Rep. Miller moved that House Bill No. 355 be reset to the Calendar for Monday, May 1, 1989, which motion prevailed.

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House Joint Resolution No. 0190 -- Highway Signs -- Designates bridge on Highway 41A South crossing Kelley Creek "Ted Floyd Memorial Bridge".

Rep. Hobbs moved that House Joint Resolution No. 190 be adopted, which motion prevailed by the following vote:

Ayes.	94
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

*House Resolution No. 0010 -- General Assembly, Review Or Ratification of Rules -- Approves Rules of Evidence promulgated by Supreme Court.

Rep. Burnett moved that House Resolution No. 10 be reset to the Calendar for Wednesday, May 10, 1989, which motion prevailed.

*House Bill No. 1110 -- Corporations -- Revises solicitation and charitable funds portion of corporations and associations statute. Amends TCA, Title 48, Ch. 3.

Further consideration of House Bill No. 1110, previously considered on April 20, 1989, at which time the House adopted Amendments Nos. 1 and 2 and reset the bill to the Calendar for April 26, 1989.

Thereupon, Rep. Herron moved that House Bill No. 1110, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	88
Noes.	6

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Representatives voting aye were: Armstrong, Bell, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Givens, Good, Halteman, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 88.

Representatives voting no were: Bittle, Duer, Gunnels, Harrill, Moody, Niceley -- 6.

A motion to reconsider was tabled.

*Senate Joint Resolution No. 0074 -- Memorials, Government Officials -- Requests designation of trail of General John Bell Hood through Maury County as historic trail.

Further consideration of Senate Joint Resolution No. 74, previously considered on April 24, 1989, at which time it was reset to the Calendar for April 26, 1989.

Rep. Napier moved that Senate Joint Resolution No. 74 be concurred in, which motion prevailed by the following vote:

Ayes.	95
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on House Bill No. 1110 and have this statement entered in the Journal.

Rep. H. E. Bittle

REGULAR CALENDAR, CONTINUED

House Joint Resolution No. 0027 -- General Assembly, Statement of Intent Or Position -- Expresses position that higher education desegregation monitoring committee should include black Tennesseans not employees or students of affected institutions.

Further consideration of House Joint Resolution No. 27, previously considered on April 24, 1989, at which time it was reset to the Calendar for April 26, 1989.

Rep. King moved that House Joint Resolution No. 27 be adopted, which motion prevailed by the following vote:

Ayes	85
Noes	0
Present and not voting	5

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Givens, Gunnels, Halteman, Hassell, Haun, Hawkins, Head, Henry (Roane), Herron, Hillis, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 85.

Representatives present and not voting were: Good, Harrill, Holcomb, Moody, Robinson (Washington) -- 5.

A motion to reconsider was tabled.

House Bill No. 0935 -- Air Pollution -- Permits nonparty to air pollution or hazardous waste management proceeding to seek review of final order or assessment of penalties in certain circumstances. Amends TCA, Title 68, Chs. 25, 46, 69-3-115.

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On motion, House Bill No. 935 was made to conform with Senate Bill No. 734.

On motion, Senate Bill No. 734, on same subject, was substituted for House Bill No. 935.

Rep. Kisber moved that Senate Bill No. 734 be passed on third and final consideration.

Rep. Hillis moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 734 by adding three (3) new sections as follows:

SECTION _____. Tennessee Code Annotated, Section 68-46-113(c) is amended by deleting the words "with the exception of" and substituting "including" therefore.

SECTION _____. Tennessee Code Annotated, Section 68-25-110 is amended by deleting the word "except" and substituting "including" therefore.

SECTION _____. Tennessee Code Annotated, Section 68-46-110(g) is amended by inserting the following language prior to the current last sentence:

At his sole discretion, the Commissioner may reduce the penalties that otherwise accrue pursuant to this section if, in his opinion, the failure to pay fees was due to inadvertent error or excusable neglect; however, in no event shall the penalties be reduced to an amount less than ten percent (10%) per annum plus statutory interest.

On motion, Amendment No. 1 was adopted.

Rep. Kisber moved to amend as follows:

Amendment No. 2

AMEND Senate Bill No. 734 by deleting from Section 2(e)(3)(A) the sentence "A judgment under subdivision (e)(2) shall become final on the date of entry, if the final order or assessment resulting in the judgment is from the board." and by substituting instead the following sentence:

A judgment under subdivision (e)(2) shall become final thirty (30) days after the date a summons has been served upon the defendant, if the final order or assessment resulting in the judgment is from the board.

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AND FURTHER AMEND by deleting from Section 3(e)(3)(A) the sentence "If the final order or assessment resulting in a judgment under subdivision (e)(2) is from the board, the judgment shall become final on the date of entry." and by substituting instead the following sentence:

If the final order or assessment resulting in a judgment under subdivision (e)(2) is from the board, the judgment shall become final thirty (30) days after the date a summons has been served upon the defendant.

On motion, Amendment No. 2 was adopted.

Thereupon, Rep. Kisber moved that Senate Bill No. 734, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Resolution No. 0023 -- Memorials, Personal Occasion -- Honors Mr. and Mrs. Leo Maness on fiftieth wedding anniversary.

House Joint Resolution No. 0297 -- Memorials, Heroism -- Commends Tennessee State Troopers Gregory Bowden, David McDougal, and Sergeant Albert Rochelle for valor in service.

House Joint Resolution No. 0298 -- Memorials, Sports -- Honors Coach Glenn Fisher and Unicoi County High School girls' basketball team on reaching Region 1 AA semifinal.

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House Joint Resolution No. 0299 -- Memorials, Sports -- Honors Coach Phil Worrell and Unicoi County High boys' basketball team on winning Region 1-AA title.

House Joint Resolution No. 0301 -- Memorials, Interns and Pages -- Honors Joe Brandon, Jr., 1989 legislative intern.

House Joint Resolution No. 0303 -- Memorials, Congratulations -- Honors Amalgamated Clothing and Textile Workers Union on 75th anniversary.

House Joint Resolution No. 0305 -- Memorials, Sports -- Congratulates Gleason Junior High School girls' basketball team on fine season.

House Joint Resolution No. 0306 -- Memorials, Public Service -- Honors Brigadier General Roland L. Parkhill on exemplary service to Tennessee Army National Guard.

House Bill No. 1499 -- Sevier County -- Prescribes procedure for road plan approval.

Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, and that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 98.

A motion to reconsider was tabled.

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MOTION TO RECESS

On motion of Rep. Hassell, the House recessed for ten minutes.

RECESS EXPIRED

The recess having expired, the House was called to order by Mr. Speaker Murray.

On motion of Rep. Naifeh, the roll call was dispensed with.

HOUSE ACTION ON SENATE AMENDMENTS

*House Bill No. 0104 -- Taxes, Gasoline, Petroleum Products -- Increases motor fuel taxes. Amends TCA, Title 67, Ch. 3.

Senate Amendment No. 5

AMEND House Bill No. 104 by deleting Section 3 of the printed bill and substituting instead the following new Section 3:

SECTION 3. Tennessee Code Annotated, Section 67-3-803, is amended in the first sentence of subsection (a) by inserting between the date "July 1, 1987" and the period ".", the following:

, and at a rate of sixteen cents (\$.16) per gallon, effective April 1, 1990

AND FURTHER AMEND by deleting Section 4 of the printed bill and substituting instead the following new Section 4:

SECTION 4. Tennessee Code Annotated, Section 67-3-812, is amended by adding the following as a new subsection (d):

(d) Revenue from the one cent (1¢) increase in the tax imposed by Section 67-3-803, effective 1990, and all investment income derived therefrom shall be placed in the state highway fund, and shall not be subject to the apportionment and distribution provisions of subsections (a), (b), and (c).

Having voted with the prevailing side on the motion to table the motion to concur in Amendment No. 5 to House Bill No. 104, and pursuant to Rule No. 37, Rep. Coffey moved to reconsider our action in tabling the motion to concur which motion prevailed by the following vote:

Ayes.	66
Noes.	31

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Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holt, Huskey, Jackson, Jones, U. (Shelby), Kent, Love, McDaniel, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Nuber, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Sipes, Stallings, Stamps, Turner (Hamilton), Ussery, Webb, Whitson, Williams, Winningham, Wix, Yelton, Mr. Speaker Murray -- 66.

Representatives voting no were: Bivens, Chiles, Clark, Copeland, DeBerry, Dixon, Gaia, Halteman, Harrill, Hassell, Holcomb, Hubbard, Jones, R. (Shelby), Kernell, King, Kisber, McAfee, Moore (Shelby), Niceley, Odom, Peroulas, Purcell, Scruggs, Severance, Shirley, Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Wolfe, Wood -- 31.

Rep. Rhinehart moved to lift from the table the motion to concur in Senate Amendment No. 5, which motion prevailed by the following vote:

Ayes.	65
Noes.	32

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Gunnels, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holt, Huskey, Jackson, Jones, U. (Shelby), Kent, Love, McDaniel, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Nuber, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Sipes, Stallings, Turner (Hamilton), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Yelton, Mr. Speaker Murray -- 65.

Representatives voting no were: Bivens, Chiles, Clark, Copeland, DeBerry, Dixon, Gaia, Halteman, Harrill, Hassell, Herron, Holcomb, Hubbard, Jones, R. (Shelby), Kernell, King, Kisber, McAfee, Moore (Shelby), Niceley, Odom, Peroulas, Purcell, Scruggs, Severance, Shirley, Stamps, Turner, C. (Shelby), Turner, L. (Shelby), West, Wolfe, Wood -- 32.

Rep. Burnett moved that the House concur in Senate Amendment(s) No(s). 5, which motion prevailed by the following vote:

Ayes.	53
Noes.	44

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bragg, Buck, Burnett, Callicott, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Haun, Head, Henry (Putnam), Henry (Roane), Hillis, Holt, Huskey, Jackson, Kent, Love, Moody, Moore (Lawrence), Naifeh, Napier, Phillips, Pinion, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Stallings, Stamps, Turner (Hamilton), Ussery, Webb, Whitson, Winningham, Wix, Yelton, Mr. Speaker Murray -- 53.

Representatives voting no were: Bivens, Byrd, Cain, Chiles, Clark, Copeland, DeBerry, Dixon, Gaia, Gunnels, Halteman, Harrill, Hassell, Hawkins, Herron, Hobbs, Holcomb, Hubbard, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, McAfee, McDaniel, Miller, Moore (Shelby), Niceley, Nuber, Odom, Peroulas, Pruitt, Purcell, Scruggs, Severance, Shirley, Sipes, Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Williams, Wolfe, Wood -- 44.

Senate Amendment No. 9

Amend House Bill No. 104 by deleting House Amendment No. 4 in its entirety.

Rep. Burnett moved that the House concur in Senate Amendment(s) No(s). 9, which motion prevailed by the following vote:

Ayes.	64
Noes.	30

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bragg, Burnett, Cain, Callicott, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Holcomb, Holt, Hubbard, Huskey, Jones, U. (Shelby), Kent, King, Love, McDaniel, Miller, Moore (Lawrence), Naifeh, Napier, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Sipes, Stallings, Stamps, Turner (Hamilton), Ussery, Webb, Wheeler, Whitson, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 64.

Representatives voting no were: Bivens, Buck, Byrd, Clark, Copeland, Dixon, Gaia, Gunnels, Halteman, Herron, Hobbs, Jones, R. (Shelby), Kernell, Kisber, McAfee, Moody, Moore (Shelby), Niceley, Nuber, Odom, Peroulas, Purcell, Scruggs, Severance, Shirley, Turner, C. (Shelby), Turner, L. (Shelby), West, Williams, Wolfe -- 30.

Senate Amendment No. 11

AMEND House Bill No. 104 by deleting SECTION 1 in its entirety and replacing it with the following:

SECTION 1. Tennessee Code Annotated, Sections 67-3-603 and 67-3-604, as amended by SB 1165/HB 630 (Public Chapter No. _____), are amended in Subdivision (a)(1) of each Section by deleting the language "nineteen cents (19¢)" and replacing it with "twenty cents (20¢)".

AND FURTHER AMEND in SECTION 2 by deleting the designation "(g)" in each place it appears and replacing it with "(i)".

AND FURTHER AMEND in the amendatory language of SECTION 2 by adding the language "as amended by this act," immediately after "67-3-604" and before "effective 1989".

AND FURTHER AMEND by deleting SECTION 3 as amended by Senate Amendment No. 5 and replacing it with the following:

SECTION 3. Tennessee Code Annotated, Section 67-3-803, as amended by Section 4 of SB 1165/HB 630 (Public Chapter No. _____) is amended in the first sentence of subsection (a) by inserting the following between the date "April 1, 1989" and the period:

, and at a rate of seventeen cents (\$.17) per gallon, effective April 1, 1990

AND FURTHER AMEND in SECTION 4 as amended by Senate Amendment No. 5 by deleting the designation "(d)" in each place it appears and replacing it with "(e)".

Rep. Burnett moved that the House concur in Senate Amendment(s) No(s). 11, which motion prevailed by the following vote:

Ayes.	54
Noes.	42
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bragg, Burnett, Callicott, Coffey, Collier, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Duer, Ellis, Givens, Good, Hawkins, Head, Henry (Putnam), Henry (Roane), Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, U. (Shelby), Kent, Love, Miller, Moody, Moore (Lawrence), Naifeh, Napier, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Stallings, Turner (Hamilton), Ussery, Webb, Wheeler, Whitson, Winningham, Wix, Mr. Speaker Murray -- 54.

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Representatives voting no were: Bivens, Buck, Byrd, Cain, Chiles, Clark, Copeland, Crain, Curlee, Dixon, Gaia, Gunnels, Halteman, Harrill, Hassell, Haun, Herron, Hobbs, Jones, R. (Shelby), Kernell, King, Kisber, McAfee, McDaniel, Moore (Shelby), Niceley, Nuber, Odom, Peroulas, Purcell, Scruggs, Severance, Shirley, Sipes, Stamps, Turner, C. (Shelby), Turner, L. (Shelby), West, Williams, Wolfe, Wood, Yelton -- 42.

Representatives present and not voting were: DeBerry -- 1.

A motion to reconsider was tabled.

House Bill No. 0672 -- Johnson County -- Authorizes levy of hotel occupancy tax.

Senate Amendment No. 1

AMEND House Bill No. 672 by deleting from Section 2 the words, figure and punctuation "in the amount of five percent (5%)", and by substituting instead the words, figure and punctuation "in an amount not to exceed five percent (5%)".

AND FURTHER AMEND by deleting from subdivision (6) of Section 1 and from subsection (b) of Section 3 the word, figures and punctuation "thirty (30)", and by substituting instead the word, figures and punctuation "ninety (90)".

Rep. Hawkins moved that the House concur in Senate Amendment(s) No(s). 1, which motion prevailed by the following vote:

Ayes.	91
Noes.	0
Present and not voting.	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Gaia, Givens, Good, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 91.

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Representatives present and not voting were: DeBerry -- 1.

A motion to reconsider was tabled.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1214 -- Education, Higher -- Enacts "College and University Security Information Act".

On motion, House Bill No. 1214 was made to conform with Senate Bill No. 1406.

On motion, Senate Bill No. 1406, on same subject, was substituted for House Bill No. 1214.

Rep. Miller moved that Senate Bill No. 1406 be passed on third and final consideration.

Rep. Miller moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 1406 by adding the following language at the end of the new Section 4:

In the event Senate Bill 1194/House Bill 662 is enacted, any official charged with failure to comply with the institution's obligations under this act fails to do so, that official shall be guilty of a Class C misdemeanor.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Miller moved that Senate Bill No. 1406, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	93
Noes.	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps,

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Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 93.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE AMENDMENTS

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Thursday, April 27, 1989:

House Bill No. 63: Rep. Love.

House Bill No. 417: Rep. Miller.

House Bill No. 471: Rep. Rhinehart.

House Bill No. 523: Rep. Scruggs.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 249; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

RULES SUSPENDED

Rep. Purcell moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 249 out of order, which motion prevailed.

Senate Joint Resolution No. 0249 -- Memorials, Professional Achievement -- Honors Robert D. Raven, 1988/1989 president of American Bar Association. by *Haynes.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Purcell, the resolution was concurred in.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Crain moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 320 out of order, which motion prevailed.

House Joint Resolution No. 0320 -- Memorials, Recognition and Thanks -- Honors Ripley Elementary School's Project PENCIL. by *Crain.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Crain, the resolution was adopted.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 243, 252 and 257; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0243 -- Memorials, Interns and Pages -- Honors Fiona E. McNally, 1989 legislative intern.

Senate Joint Resolution No. 0252 -- Memorials, Public Service -- Congratulates Elder Spencer H. Osborn, member of Second Quorum of the Seventy of Church of Jesus Christ of Latter-Day Saints.

Senate Joint Resolution No. 0257 -- Naming and Designating -- Designates April 30 - May 7, 1989 as Days of Remembrance of the Victims of Holocaust.

RULES SUSPENDED

Rep. Kisber moved that the rules be suspended for the immediate introduction of Senate Joint Resolution No. 257 and placement on the Consent Calendar for Thursday, April 27, 1989, which motion prevailed.

Senate Joint Resolution No. 0257 -- Naming and Designating -- Designates April 30 - May 7, 1989 as Days of Remembrance of the Victims of Holocaust.

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RULES SUSPENDED

Rep. Davis (Gibson) moved that the rules be suspended for the purpose of introducing House Resolution No. 41 out of order, which motion prevailed.

House Resolution No. 0041 -- Memorials, Personal Occasion -- Honors fifty year marriage of Mr. and Mrs. Paul Joyner Spain. by *Davis Ray.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Davis (Gibson), the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Holt moved to suspend the rules to recall House Joint Resolution No. 263 from the Calendar and Rules Committee for immediate consideration, which motion prevailed.

*House Joint Resolution No. 0263 -- Naming and Designating -- Designates new National Guard Armory in Dyersburg "First Lieutenant James A. Gardner National Guard Armory".

On motion of Rep. Holt, the resolution was adopted.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Shirley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 314 out of order, which motion prevailed.

House Joint Resolution No. 0314 -- Memorials, Public Service -- Honors St. Joseph Hospital on one hundredth anniversary. by *Shirley.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Shirley, the resolution was adopted.

A motion to reconsider was tabled.

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RULES SUSPENDED

Rep. Hobbs moved that the rules be suspended for the immediate introduction of House Resolution No. 43 and placement on the Consent Calendar for Thursday, April 27, 1989, which motion prevailed.

House Resolution No. 43 -- Memorials, Public Service -- Honors Blackman Community Club on 40th Anniversary. by *Hobbs.

RULES SUSPENDED

Rep. Williams moved that the rules be suspended for the immediate introduction of House Joint Resolution No. 334, and referral to the Calendar and Rules Committee, which motion prevailed.

*House Joint Resolution No. 0334 -- General Assembly, Studies -- Creates special joint committee to study certification of shorthand reporters. by *Williams K.

RULES SUSPENDED

Rep. DeBerry moved that the rules be suspended for the immediate introduction of Senate Joint Resolution No. 246 and placement on the Consent Calendar for Thursday, April 27, 1989, which motion prevailed.

Senate Joint Resolution No. 0246 -- Memorials, Condolence -- Honors memory of Jesse H. Turner.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 66: Rep(s). Hillis added as prime sponsor(s).

House Bill No. 83: Rep(s). Turner (Hamilton) added as prime sponsor(s).

House Bill No. 196: Rep(s). Givens and Turner (Hamilton) added as prime sponsor(s).

House Bill No. 394: Rep(s). Gunnels added as prime sponsor(s).

House Bill No. 420: Rep(s). Davis, R. E. and Huskey added as prime sponsor(s).

House Bill No. 627: Rep(s). Peroulas added as prime sponsor(s).

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House Bill No. 941: Rep(s). Hobbs added as prime sponsor(s).

House Bill No. 1110: Rep(s). Armstrong added as prime sponsor(s).

House Bill No. 1214: Rep(s). Peroulas added as prime sponsor(s).

House Bill No. 1500: Rep(s). Moore (Shelby) added as prime sponsor(s).

House Joint Resolution No. 170: Rep(s). Hillis added as prime sponsor(s).

House Joint Resolution No. 303: Rep(s). Armstrong added as prime sponsor(s).

BILLS WITHDRAWN

On motion of Rep. Hobbs, House Joint Resolution No. 277 was recalled from the Transportation Committee.

On motion of Rep. Hobbs, House Joint Resolution No. 277 was withdrawn from the House.

INTRODUCTION OF RESOLUTIONS

House Resolution No. 0024 -- Memorials, Government Officials -- Urges state institutions of higher learning to promote a program of conserving certain waste materials for recycling. by *Love, *West, *Ellis, *Odom, *Garrett, *Purcell, *Clark, *Halteman, *Robinson Robb, *Pruitt.

The Speaker referred House Resolution No. 24 to the General Welfare Committee.

House Joint Resolution No. 0307 -- Memorials, Government Officials -- Requests special study of state's area service delivery systems falling outside jurisdiction of state, county or municipal government. by *Naifeh, *Murray, *Copeland.

The Speaker referred House Joint Resolution No. 307 to the State and Local Government Committee.

House Joint Resolution No. 0310 -- Memorials, Condolence -- Honors memory of Arthena Hawkins Fairchild. by *Givens.

The Speaker referred House Joint Resolution No. 310 to the Calendar and Rules Committee.

House Joint Resolution No. 0311 -- General Assembly, Studies -- Creates special joint committee to study Medicaid. by *Starnes.

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The Speaker referred House Joint Resolution No. 311 to the General Welfare Committee.

SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)

Senate Joint Resolution No. 0220 -- Memorials, Sports --
Congratulates University School of Jackson girls' basketball team on exceptional season.

The Speaker referred Senate Joint Resolution No. 220 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0222 -- Memorials, Sports --
Congratulates West High School girls' basketball team on district and regional championships.

The Speaker referred Senate Joint Resolution No. 222 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0223 -- Memorials, Sports --
Congratulates Southside High School girls' basketball team on capturing District 14AA championship.

The Speaker referred Senate Joint Resolution No. 223 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0225 -- Memorials, Retirement --
Honors Police Chief Harry Truman Nave on his retirement.

The Speaker referred Senate Joint Resolution No. 225 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0226 -- Memorials, Condolence --
Honors memory of Mary Hart Carr.

The Speaker referred Senate Joint Resolution No. 226 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0227 -- Memorials, Public Service --
Honors Dr. David Jarvis, Chairman of 1988 American Cancer Society's Great American Smokeout.

The Speaker referred Senate Joint Resolution No. 227 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0228 -- Memorials, Professional Achievement --
Congratulates Roger Clark on being selected one of nation's Top Ten Public Works Leaders of the Year.

The Speaker referred Senate Joint Resolution No. 228 to the Calendar and Rules Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

Senate Joint Resolution No. 0229 -- Memorials, Sports -- Honors Warren County Senior High School cheerleaders on winning second national title.

The Speaker referred Senate Joint Resolution No. 229 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0230 -- Memorials, Personal Achievement -- Honors Paul Greg Lockhart.

The Speaker referred Senate Joint Resolution No. 230 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0231 -- Memorials, Congratulations -- Congratulates Bank of Goodlettsville on 100th year of service.

The Speaker referred Senate Joint Resolution No. 231 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0233 -- Memorials, Sports -- Congratulates Shelbyville Central High School boys' basketball team on outstanding 1988-1989 season.

The Speaker referred Senate Joint Resolution No. 233 to the Calendar and Rules Committee.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 0146 -- General Assembly, Statement of Intent Or Position -- Urges the state board of education to require one half unit of government for graduation from high school.

The Speaker referred Senate Joint Resolution No. 146 to the Education Committee.

Senate Joint Resolution No. 0154 -- Memorials, Government Officials -- Directs examination of educational needs of certain children placed under state care or provided publicly funded services.

The Speaker referred Senate Joint Resolution No. 154 to the Education Committee.

Senate Joint Resolution No. 0201 -- General Assembly, Confirmation of Appointment -- Confirms appointment of John Orr Franklin to State Forestry Commission.

The Speaker referred Senate Joint Resolution No. 201 to the Conservation and Environment Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

Senate Joint Resolution No. 0202 -- General Assembly, Confirmation of Appointment -- Confirms appointment of K. C. Dodson to State Forestry Commission.

The Speaker referred Senate Joint Resolution No. 202 to the Conservation and Environment Committee.

Senate Joint Resolution No. 0203 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Fred E. Westbrook to State Forestry Commission.

The Speaker referred Senate Joint Resolution No. 203 to the Conservation and Environment Committee.

Senate Joint Resolution No. 0204 -- General Assembly, Confirmation of Appointment -- Confirms appointment of W. S. Howard to Tennessee Wildlife Resources Commission.

The Speaker referred Senate Joint Resolution No. 204 to the Conservation and Environment Committee.

Senate Joint Resolution No. 0205 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Ray Bell to Tennessee Wildlife Resources Commission.

The Speaker referred Senate Joint Resolution No. 205 to the Conservation and Environment Committee.

Senate Joint Resolution No. 0206 -- General Assembly, Confirmation of Appointment -- Confirms appointment of John A. Jones to Tennessee Wildlife Resources Commission.

The Speaker referred Senate Joint Resolution No. 206 to the Conservation and Environment Committee.

Senate Joint Resolution No. 0207 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Yvonne Griggs Allen to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 207 to the Education Committee.

Senate Joint Resolution No. 0208 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Dr. Sam Ingram to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 208 to the Education Committee.

Senate Joint Resolution No. 0209 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Buddy McMillin to State Certification Commission.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

The Speaker referred Senate Joint Resolution No. 209 to the Education Committee.

Senate Joint Resolution No. 0210 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Lucille Carter Seibert to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 210 to the Education Committee.

Senate Joint Resolution No. 0211 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Katie Harris to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 211 to the Education Committee.

Senate Joint Resolution No. 0212 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Jan Huffman Hall to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 212 to the Education Committee.

Senate Joint Resolution No. 0213 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Nancy Kotz to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 213 to the Education Committee.

Senate Joint Resolution No. 0214 -- General Assembly, Confirmation of Appointment -- Confirms appointment of Sarah Cooper to State Certification Commission.

The Speaker referred Senate Joint Resolution No. 214 to the Education Committee.

Senate Joint Resolution No. 0219 -- General Assembly, Proclamations -- Proclaims November 19-25, 1989 as "Family Week".

The Speaker referred Senate Joint Resolution No. 219 to the Calendar and Rules Committee.

Senate Joint Resolution No. 0244 -- General Assembly, Proclamations -- Proclaims May 17, 1989, as Police Memorial Day and May 14-20, 1989, as Police Memorial Wk.

The Speaker referred Senate Joint Resolution No. 244 to the Calendar and Rules Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

INTRODUCTION OF BILLS

House Bill No. 1503 -- Franklin -- Revises charter. Amends Chapter 79, Acts of 1903, as amended. by *Callicott.

Passed first consideration.

House Bill No. 1504 -- Courts, General Sessions -- Permits general sessions judge of Moore County to serve part time. Amends TCA 7-3-311. by *Murray.

Passed first consideration.

*House Bill No. 1505 -- County Government -- Increases number of commissioners in Crockett County. Amends TCA 7-82-307. by *Holt.

Passed first consideration.

House Bill No. 1506 -- Henry County -- Redefines jurisdiction of general sessions court. Repeals Chapter 116, Private Acts of 1981, as amended. by *Ridgeway.

Passed first consideration.

REPORT OF DELAYED BILLS COMMITTEE

April 26, 1989

Pursuant to Rule No. 78, having received the approval of the legislative delegation, we the undersigned members of the Delayed Bills Committee have approved the following general bill of local application: House Bill No. 1504.

Ed Murray, Speaker
Jimmy Naifeh
John Chiles, Jr.

REPORT OF DELAYED BILLS COMMITTEE

April 26, 1989

Pursuant to Rule No. 78, having received the approval of the legislative delegation, we the undersigned members of the Delayed Bills Committee have approved the following general bill of local application: House Bill No. 1505.

Ed Murray, Speaker
Jimmy Naifeh
John Chiles, Jr.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 0024 -- Education -- Provides for contingent requirements for county school board members. Amends TCA, Title 49, Ch. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1248.

Senate Bill No. 0132 -- Sunset Laws -- Extends termination date of department of general services. Amends TCA, Title 4, Chs. 3, 8, 12, 25, 28, 29; Title 8, Ch. 22; Title 10, Ch. 7; Title 12, Chs. 2--5, 7; Title 16, Ch. 22; Title 33, Ch. 2; Title 39, Ch. 1; Title 53, Ch. 11; Title 55, Ch. 5; Title 57, Ch. 5; Title 62, Ch. 6; Title 64, Ch. 2; Title 67, Ch. 4; Title 71, Ch. 4.

Held on the Clerk's desk pending third consideration of companion House Bill No. 29.

Senate Bill No. 0154 -- Sunset Laws -- Extends termination date of the Nat T. Winston Development Center, board of trustees. Amends TCA, Title 4, Chs. 3, 29; Title 33, Ch. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 222.

Senate Bill No. 0156 -- Sunset Laws -- Extends termination date of Watkins Institute commission. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 50.

Held on the Clerk's desk pending third consideration of companion House Bill No. 220.

Senate Bill No. 0163 -- Sunset Laws -- Extends termination date of Moccasin Bend mental health institute, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 229.

Senate Bill No. 0164 -- Sunset Laws -- Extends termination date of Middle Tennessee health institute, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

Held on the Clerk's desk pending third consideration of companion House Bill No. 228.

Senate Bill No. 0589 -- AIDS -- Requires all acute care hospitals to adopt policies regarding testing patients for AIDS. Amends TCA, Title 68.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1323.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

Senate Bill No. 0753 -- Contractors -- Revises Contractors Licensing Act of 1976. Amends TCA, Title 62, Ch. 6.

Held on the Clerk's desk pending third consideration of companion House Bill No. 724.

Senate Bill No. 0958 -- Public Contracts -- Changes type of business eligible for set-aside of portion of public educational procurement funds. Amends TCA 49-3-322, 49-8-114.

Held on the Clerk's desk pending third consideration of companion House Bill No. 176.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1501 -- Puryear -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1502 -- District Attorneys -- Passed second consideration and referred to the Judiciary Committee.

RULES SUSPENDED

Rep. Hillis moved to suspend the rules for the immediate introduction of House Joint Resolution No. 325 and referral to the Conservation and Environment Committee, which motion prevailed.

***House Joint Resolution No. 325 --** General Assembly, Studies -- Continues and reconstitutes special joint committee created by HJR 205, and continued by HJR 547 relative to hazardous and solid waste. by *Hillis.

MOTION

Rep. Copeland moved that the Clerk advise the Senate that if they take the posture of not accepting resolutions after today, the House will take the same position, which motion prevailed.

REPORTS FROM STANDING COMMITTEES

COMMERCE

April 25, 1989

MR. SPEAKER: Your Commerce Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 725, 871 (as amended), 1239 and 1311 (as amended); for adoption: House Joint Resolution(s) No(s). 97.

RHINEHART, Chairman.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

Under the rules, House Bill(s) No(s). 725, 871 (as amended), 1239 and 1311 (as amended); and House Joint Resolution(s) No(s). 97; was/were transmitted to the Calendar and Rules Committee.

EDUCATION

April 25, 1989

MR. SPEAKER: Your Education Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 249, 744 (as amended), 816 (as amended) and 979 (as amended).

DAVIDSON, Chairman.

Under the rules, House Bill(s) No(s). 249, 744 (as amended), 816 (as amended) and 979 (as amended); was/were transmitted to the Calendar and Rules Committee.

FINANCE, WAYS AND MEANS

April 25, 1989

MR. SPEAKER: Your Finance, Ways and Means Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 420, 732, 817 (as amended), 977, 1082 (as amended), 1111 (as amended) and 1129.

BRAGG, Chairman.

Under the rules, House Bill(s) No(s). 420, 732, 817 (as amended), 977, 1082 (as amended), 1111 (as amended) and 1129; was/were transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS

April 25, 1989

MR. SPEAKER: Your Government Operations Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 115 (as amended) and 495 (as amended).

KING, Chairman.

Under the rules, House Bill(s) No(s). 115 (as amended) and 495 (as amended); was/were transmitted to the Calendar and Rules Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

JUDICIARY
April 25, 1989

MR. SPEAKER: Your Judiciary Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 72 (as amended), 79 (as amended), 376, 576, 577, 617, 937, 1069 (as amended), 1164 (as amended), 1184, 1204 (as amended), 1370 and 1371 (as amended); for adoption: House Joint Resolution(s) No(s). 6 and 7.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 801 be referred to the Finance, Ways and Means Committee.

We further report that the following was/were considered but failed to pass: House Bill No. 428.

BUCK, Chairman.

Under the rules, House Bill(s) No(s). 72 (as amended), 79 (as amended), 376, 576, 577, 617, 937, 1069 (as amended), 1164 (as amended), 1184, 1204 (as amended), 1370 and 1371 (as amended); and House Joint Resolution(s) No(s). 6 and 7; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 801 to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT
April 25, 1989

MR. SPEAKER: Your State and Local Government Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 388 (as amended), 694, 745, 781, 809 (as amended), 1256, 1346 (as amended) and 1385; for adoption: House Joint Resolution(s). No(s). 185, 243 and 263.

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 866 and 1045 (as amended) be referred to the Finance, Ways and Means Committee.

MILLER, Chairman.

Under the rules, House Bill(s) No(s). 388 (as amended), 694, 745, 781, 809 (as amended), 1256, 1346 (as amended) and 1385; and House Joint Resolution(s) No(s). 185, 243 and 263; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 866 and 1045 (as amended) to the Finance, Ways and Means Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

TRANSPORTATION

April 25, 1989

MR. SPEAKER: Your Transportation Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) House Bill(s) No(s). 733 (as amended), 878 and 1053 (as amended); for adoption: House Joint Resolution(s) No(s). 228; and for concurrence: Senate Joint Resolution(s). No(s). 7 and 64.

ROBINSON, Chairman.

Under the rules, House Bill(s) No(s). 733 (as amended), 878 and 1053 (as amended); House Joint Resolution(s) No(s). 228; and Senate Joint Resolution(s) No(s). 7 and 64; was/were transmitted to the Calendar and Rules Committee.

GENERAL WELFARE

April 26, 1989

MR. SPEAKER: Your General Welfare Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 201, 392, 421, 598 (as amended) and 1316; for adoption: House Joint Resolution(s) No(s). 30, 31 and 147 (as amended).

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 676, 1170 (as amended), 1237 and 1313 (as amended) be referred to the Finance, Ways and Means Committee.

We further report that we recommend the following: House Bill(s) No(s). 257 (as amended) and 1169 (as amended) be referred to the Government Operations Committee.

STARNES, Chairman.

Under the rules, House Bill(s) No(s). 201, 392, 421, 598 (as amended) and 1316; and House Joint Resolution(s) No(s). 30, 31 and 147 (as amended); was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 676, 1170 (as amended), 1237 and 1313 (as amended) to the Finance, Ways and Means Committee.

The Speaker further referred House Bill(s) No(s). 257 (as amended) and 1169 (as amended) to the Government Operations Committee.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

LABOR AND CONSUMER AFFAIRS

April 26, 1989

MR. SPEAKER: Your Labor and Consumer Affairs Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 168 and 1430 (as amended); and for adoption: House Joint Resolution(s) No(s). 205.

ELLIS, Chairman.

Under the rules, House Bill(s) No(s). 168 and 1430 (as amended); and House Joint Resolution(s) No(s). 205; was/were transmitted to the Calendar and Rules Committee.

ENGROSSED BILLS

April 26, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 409, 626, 1230 and 1252; and House Joint Resolution(s) No(s). 315; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 288; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 308; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 889; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0889 -- Tort Liability -- Grants immunity to certain medical organizations which participate in peer review. Amends TCA 63-6-219.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 133; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0133 -- Sunset Laws -- Extends termination date of department of education. Amends TCA, Title 2, Ch. 19; Title 3, Ch. 15; Title 4, Chs. 3, 11, 12, 29; Title 5, Chs. 12, 21; Title 6, Ch. 21; Title 8, Chs. 23, 27, 30, 34, 36, 50; Title 10, Chs. 1, 2, 7; Title 11, Chs. 21, 24; Title 24, Ch. 1; Title 37, Chs. 1, 3; Title 39, Ch. 6; Title 41, Chs. 5, 21; Title 49; Title 50, Ch. 6; Title 54, Ch. 5; Title 55, Ch. 7; Title 63, Chs. 11, 17; Title 67, Ch. 4; Title 68, Ch. 12.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 30; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 215; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR
April 26, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 674, without his signature.

DAVID H. WELLES,
Counsel to the Governor.

April 26, 1989

The Honorable Ed Murray
Speaker of the House
Suite 19, Legislative Plaza
Nashville, TN 37219

Dear Speaker Murray:

I am returning House Bill 624 without my signature. The purpose of this Bill is to provide the Metropolitan Government of Davidson County with additional flexibility in managing its employee health benefits. This is certainly a desirable goal. However, the exemption granted in this legislation, which could be construed to include an exemption to competitive bidding, goes beyond that which is necessary to accomplish the objectives of the Metropolitan Government. I am advised by the Office of the Comptroller of the Treasury that the Metropolitan Government intends to competitively bid health benefits provided through Health Maintenance Organizations.

My concern with this legislation centers upon the apparent exemption to competitive bidding as well as the equity of exempting one large employer from requirements which apply to all other private and public employers in the state. However, given the stated intentions of the Metropolitan Government and their need to improve the overall management of employee benefit programs, I am allowing this bill to become law without my signature.

Sincerely,
Ned McWherter

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR

April 26, 1989

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill(s) No(s). 96, 99, 269, 271, 277, 362, 469, 485, 511, 545, 597, 612, 620, 653, 773, 774, 932, 978, 988, 1073, 1353, 1456, 1476, 1477, 1481 and 1482; and House Joint Resolution(s) No(s). 17, 209, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 225, 229, 233, 235, 236, 237, 238, 239, 242, 244, 275 and 276, with his approval.

DAVID H. WELLES,
Counsel to the Governor.

ENGROSSED BILLS

April 26, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 27 and 190; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 9, 18, 278, 378, 406, 531, 777, 872, 885, 1039, 1336 and 1347; also, Senate Joint Resolution(s) No(s). 234 and 240; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 266, 475, 841 and 1017; also, House Joint Resolution(s) No(s). 16, 24, 36, 107, 253, 254, 255, 256, 257, 258, 259, 260, 261 and 262; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE
April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 383 and 1133; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE
April 26, 1989

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 134, 135, 152, 155, 158 and 182; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Bill No. 0134 -- Sunset Laws -- Extends termination date of Clover Bottom development center, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

Senate Bill No. 0135 -- Sunset Laws -- Extends termination date of Greene Valley developmental center, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

*Senate Bill No. 0152 -- Sunset Laws -- Extends termination date of Memphis mental health institute, board of trustees. Amends TCA, Title 4, Chs. 3, 29; Title 33, Ch. 2.

*Senate Bill No. 0155 -- Sunset Laws -- Extends termination date of western mental health institute, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

*Senate Bill No. 0158 -- Sunset Laws -- Extends termination date of state board of education. Amends TCA, Title 1, Ch. 3; Title 2, Ch. 17; Title 4, Chs. 3, 5, 6, 29; Titles 5, 6; Title 7, Ch. 2; Title 8; Title 10, Ch. 2; Title 11, Chs. 1, 4, 21; Title 20, Chs. 9, 13; Title 27, Ch. 9; Title 28, Chs. 1, 3; Title 29, Chs. 14, 20, 35; Title 37, Chs. 1, 2; Title 39, Ch. 6; Title 40, Ch. 28; Title 47, Chs. 4, 14; Title 49; Title 50, Ch. 6; Title 62, Ch. 34; Title 63, Ch. 11; Title 67, Chs. 3, 6; Title 68, Ch. 12; Title 70, Ch. 2.

*Senate Bill No. 0182 -- Sunset Laws -- Extends termination date of Lakeshore mental health institute. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, House Bill No. 193.

The Senate refused to recede from its action in adopting Amendment(s) No(s). 2.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

April 26, 1989

MR. SPEAKER: I am directed to return to the House, Senate Bill No. 270.

The Senate nonconcurred in House Amendment(s) No(s). 1.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENGROSSED BILLS

April 26, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 66, 213, 225, 627, 708, 1110 and 1499; and House Joint Resolution(s) No(s). 297, 298, 299, 301, 303, 305, 306 and 320; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ENGROSSED BILLS

April 26, 1989

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 263 and 314; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

SIGNED
April 26, 1989

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 9, 18, 278, 378, 406, 531, 777, 872, 885, 1039, 1336 and 1347; and Senate Joint Resolution(s) No(s). 234 and 240.

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 25, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Monday, May 1, 1989: House Bill(s) No(s). 643, 374, 426, 385, 1207, 547, 1059, 176, 929, 930 and 162.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 25, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, May 3, 1989: House Bill(s) No(s). 203, 234, 1026, 1174, 220, 228, 229, 221, 214, 222, 224, 27, 32, 472 and 596.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 25, 1989

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, May 1, 1989: House Bill(s) No(s). 35 and 29.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES
April 26, 1989

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, May 3, 1989: House Bill(s) No(s). 532, 642, 365 and 1364.

PHILLIPS, Chairman.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR AND RULES
April 26, 1989**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, May 4, 1989: House Joint Resolution(s) No(s). 23 and 35; and House Bill(s) No(s). 433 and 1013.

PHILLIPS, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 26, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, May 1, 1989: House Bill(s) No(s). 315 and 891.

PHILLIPS, Chairman.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
April 26, 1989**

In accordance with Rule No. 48, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 1501.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
April 26, 1989**

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Thursday, April 27, 1989: House Joint Resolution(s) No(s). 310; House Bill(s) No(s). 1501; and Senate Joint Resolution(s) No(s). 220, 222, 223, 225, 226, 227, 228, 229, 230, 231 and 233.

PHILLIPS, Chairman.

**CONSERVATION AND ENVIRONMENT
April 26, 1989**

MR. SPEAKER: Your Conservation and Environment Committee begs leave to report that we have carefully considered and recommend for passage: House Bill(s) No(s). 1263 (as amended); for adoption: House Joint Resolution(s) No(s). 252.

WEDNESDAY, APRIL 26, 1989 -- THIRTY-EIGHTH LEGISLATIVE DAY

We further recommend that, pursuant to Rule No. 72, House Bill(s) No(s). 1500 (as amended) be referred to the Finance, Ways and Means Committee.

HILLIS, Chairman.

Under the rules, House Bill(s) No(s). 1263 (as amended); and House Joint Resolution(s) No(s). 252; was/were transmitted to the Calendar and Rules Committee.

Pursuant to Rule No. 72, the Speaker referred House Bill(s) No(s). 1500 (as amended) to the Finance, Ways and Means Committee.

ROLL CALL

The roll call was taken with the following results:

Present 97

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

On motion of Rep. Naifeh, the House adjourned until 9:00 a.m., Thursday, April 27, 1989.